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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
OFFICE OF THE SPECIAL PROGRAMS EXAMINER

Application Serial No. 09/998,420
Filing Date November 29, 2001
Inventor Aftab Ahmad
Assignee Micron Technology, Inc.
Group Art Unit 2811
Examiner O. Nadav
Attorney's Docket No. MI22-1885
Title: Semiconductor Transistor Devices and Structures With Halo Regions (amended)

TERMINAL DISCLAIMER

OCT 11 2002

TECHNOLOGY CENTER 2800
SPECIAL PROGRAM CENTER

I, James E. Lake, residing at Liberty Lake, Washington, represent and am the attorney of record for Micron Technology, Inc., a corporation of the state of Delaware. Micron Technology, Inc. is the owner of all right, title and interest of this U.S. Patent Application Serial No. 09/998,420, filed November 29, 2001, as evidenced by an assignment recorded July 9, 1996, Reel 8107, Frames 0146-0150 in the U.S. Patent and Trademark Office.

Micron Technology, Inc. is also the owner of all rights, title and interest in U.S. Patent No. 6,333,539, as evidenced by an assignment recorded July 9, 1996, at Reel 8107, Frames 0146-0150, in the U.S. Patent and Trademark Office.

✓ The evidentiary documents have been reviewed, and I certify that, to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

✓ Micron Technology, Inc. hereby disclaims the terminal part of any future patent granted on this U.S. Patent Application Serial No. 09/998,420 which extends beyond the expiration date of U.S. Patent No. 6,333,539, and further

hereby agrees that any future patent so granted on this U.S. Patent Application Serial No. 09/998,420 shall be enforceable only for and during such period that the legal title on the U.S. Patent No. 6,333,539 shall be the same as the legal title to any patent issued from U.S. Patent Application Serial No. 09/998,420. This agreement is to run with any patent granted on the application and is to be binding upon the grantee of such patent and its successors or assigns.

Micron Technology, Inc. does not disclaim any terminal part of any patent granted on this 09/998,420 application prior to the expiration date of the full statutory term of the United States Patent No. 6,333,539 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims canceled by a reexamination certificate, is reissued in any matter or is otherwise terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The fee required by 37 C.F.R. 1.20(d) is submitted herewith. The Commissioner is hereby authorized to charge payment of any additional fees or credit overpayments to Deposit Account No. 23-0925.

The undersigned, James E. Lake, hereby indicates that he is authorized to sign this document on behalf of the assignee, Micron Technology, Inc.

Respectfully submitted,

Dated: 27 Sep 2002

By: James E. Lake
Reg. No. 44,854

**TERMINAL DISCLAIMER
APPROVED**

OCT 11 2002

**TECHNOLOGY CENTER 2800
SPECIAL PROGRAM CENTER**

Deborah P. Vega
**Deborah P. Vega
Paralegal Specialist
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(703) 308-3078**

DATE: 11 OCT 2002

APPL. S.N.:

09/998,420

TO: EXAMINER Nada

ART UNIT:

2811

FROM: Deborah Perry Vega
PARALEGAL SPECIALIST

SUBJECT: Decision on Terminal Disclaimer (T.D.) filed: 27 Sept 02

INSTRUCTIONS: I have reviewed the submitted T.D. with the results as set forth below. If you agree, please use the appropriate form paragraphs identified by this informal memo in your next Office action to notify applicant of the T.D. If you disagree or have any questions, please see me or the Special Program Examiner. THIS IS AN INFORMAL, INTERNAL MEMO ONLY. IT MUST NOT BE (1) MAILED TO APPLICANT OR (2) PLACED OF RECORD IN THE APPLICATION FILE. When your action is complete, please initial, date and return this memo to me. THANK YOU.

☒ The T.D. is PROPER and has been recorded (see ¶ 14.23).

☐ The T.D. is NOT PROPER and has not been accepted for the reason(s) checked below (see ¶ 14.24):

☐ The TD fee of has not been submitted nor is there any authorization in the application file for the use of a deposit account (see ¶ 14.26.07).

☐ The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see ¶¶ 14.26 & 14.26.01).

☐ The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see ¶ 14.27.01).

☐ The T.D. is directed to a particular claim(s), which is not acceptable since “the disclaimer must be for a terminal portion of the term of the entire patent to be granted” (MPEP 1490) (see ¶¶ 14.26 & 14.26.02).

☐ The person who signed the T.D.:

☐ is not an attorney “of record” (see ¶¶ 14.29 and 14.29.01).

☐ has failed to state his/her capacity to sign for the business entity (see ¶ 14.28).

☐ is not recognized as an officer of the assignee (see ¶¶ 14.29 & possible 14.29.02).

☐ No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see ¶ 14.30).

☐ The T.D. is not signed (see ¶¶ 14.26 & 14.26.03).

☐ The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see ¶ 14.32).

☐ The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see ¶¶ 14.26, 14.27.02 or 14.26.05).

☐ The period disclaimed is incorrect or not specified (see ¶¶ 14.26, 14.27.02 or 14.26.03).

☐ Other:

☐ Suggestion to request refund (see ¶ 14.36). NOTE: If already authorized, credit refund to deposit account and do not check this item.

I have appropriately notified applicant(s) of the status of the Terminal Disclaimer filed in this case.

Ex. Initials: _____ Date: _____

Log Date: _____